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**APR 28 2008** Dkt. 2271/76466

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Junji NISHIDA

Serial No.: 10/583,264

Group Art Unit: 2838

Filed: June 14, 2006

Examiner: Gary L. Laxton

A CONSTANT VOLTAGE POWER SUPPLY CIRCUIT For:

I hereby certify that this correspondence is being transmitted by facsimile transprission to the U.S. Patent and Trademark Office at (703)-308-6916.

Reg. No. 40,83

1185 Avenue of the Americas New York, N.Y. 10036

(212) 278-0400

Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### PETITION FOR WITHDRAWAL OF THE APPLICATION FROM ISSUE PURSUANT TO 37 C.F.R. §1.313(c)(2)

Sir:

In response to a Notice of Allowance dated October 18, 2007 (copy attached hereto as Exhibit A) issued by the U.S. Patent and Trademark Office in connection with the above-identified application, applicant submitted payment of the issue fee and publication fee on January 18, 2008. A copy of the Fee(s) Transmittal submitted with the payment of the issue fee and publication fee on January 18, 2008 is attached hereto as Exhibit B.

Applicant hereby requests that the U.S. Patent Office withdraw the application from issue pursuant to 37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 1.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 1.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider the Request for Section 2.37 C.F.R. §1.313(c)(2), in order for the U.S. Patent Office to consider th

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Dkt. No. 2271/76466

Junji NISHIDA, S.N. 10/583,264 Page 2

Continued Examination (RCE) and the Supplemental Information Disclosure Statement which are filed concurrently herewith in connection with this application. The references cited in the Supplemental Information Disclosure Statement were brought to applicant's attention in an official action dated March 25, 2008 in a corresponding Taiwanese patent application, subsequent to applicant's payment of the issue fee.

The l'atent Office is hereby authorized to charge the \$130.00 petition fee required under 37 C.F.R. 1.17(h) and the \$810.00 RCE fee, as well as any additional required fees, and to credit any overpayment, to our Deposit Account No. 03-3125.

If a telephone interview could advance the prosecution of this application, the Examiner is respectfully requested to call the undersigned attorney.

Respectfully submitted,

PAUL TENG, Reg. No. 40,837

Attorney for Applicant Cooper & Dunham LLP

Tel.: (212) 278-0400

# **EXHIBIT A**

PETITION FOR WITHDRAWAL OF THE APPLICATION FROM ISSUE PURSUANT TO 37 C.F.R. §1.313(c)(2)
(Serial No. 10/583,264)

Complete and send this torm, together with applicable fee(s), to: Mail Mail Stop ISSUE FEE

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

APR 28 2008

or Fax (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks I through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block I, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

PART B - FEE(S) TRANSMITTAL

CLIRRENT CORRESPONDENCE ADDRESS (Note: Uso Block 1 for any change of address)

23432

10/18/2007

COOPER & DUNHAM, LLP 1185 AVENUE OF THI. AMERICAS NEW YORK, NY 10036

Note: A certificate of mailing can only be used for domestic mailings of the Fec(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Peaual Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)	Paul Teng
(Signature)	to time
(Date)	January () 18, 2008

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/583,264	06/14/2006	Junji Nishida	2271/76466	9075

TITLE OF INVENTION: CONST. ANT VOLTAGE POWER SUPPLY CIRCUIT

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FBE(S) DUI:	DATE DUE
nonprovisional	NO ·	\$1440	\$300	\$0	\$1740	01/18/2008
EXAM	INER	ART UNIT	CLASS-SUBCLASS			
LAXTON		2838	323-266000			
1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).  Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-422 or mone recent) attached. Use of a Customer Number is required.			(2) the name of a single registered atterney or a	3 registered patent attorn	eru 2	Dunham LLP
PLEASE NOTE: Unitecordation as set for (A) NAME OF ASSI	less an as jenee is iden h in 37 Cl R 3.11. Com GNEE ompany, Ltd.	ified below, no assignce pletion of this form is NO	Tokyo, Japan	atent. If an ussignee is id assignment. and STATI: OR COUNT	RY)	
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	are submitted:  No small critity discount  # of Copies5	permitted)	b. Payment of Foc(s): (Plea  A check is enclosed.  Payment by credit car  The Director is hereby overpayment, to Depo	se first reapply any prev d. Form PTO-2038 is atto authorized to charge the sit Account Number	ched.	
	S SMALL ENTITY SLAT	us. See 37 CFR 1.27.		ger claiming SMALL ENT	TITY status. See 37 ( FI	L 1.27(g)(2).
interest as shown by the	records of the United St	ites Patent and Trademark	Office.			
Authorized Signature  Typed or printed nam	D. v.1 France	Jena		Date	ry 18, ZEX)	8

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) on application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for re-fucing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADD RESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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## **EXHIBIT B**

PETITION FOR WITHDRAWAL OF THE APPLICATION FROM ISSUE PURSUANT TO 37 C.F.R. §1.313(c)(2)
(Serial No. 10/583,264)

APR 28 2008



### United States Patent and Trademark Office

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#### NOTICE OF ALLOWANCE AND FEE(S) DUE

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10/18/2007

COOPER & DUNHAM, LLP 1185 AVENUE OF THI: AMERICAS NEW YORK, NY 1003G

EXAMINER .				
	DN. GARY L			
ART UNIT	PAPER NUMBER			
2838				
DATE MAILED: 10/18/2	(107 )			

 APPLICATION NO.
 FILING DATE
 FIRST NAMED INVENTOR
 ATTORNEY DOCKET NO.
 CONFIRMATION NO.

 10/583.264
 06/14/2006
 Junji Nishida
 2271/76466
 9075

TITLE OF INVENTION: CONSTANT VOLTAGE POWER SUPPLY CIRCUIT

APPLN. TYPE	SMAL LENTITY	ISSUE FEE DUE.	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUIL	DATE DUE
nonprovisional	NO	\$14 <del>4</del> 0	\$300	20	\$1740	01/18/2008

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DATE.

#### HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

- A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.
- B. If the status above is to be removed, check box 5b on Part B Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

- A. Pay TOTAL I-EE(S) DUE shown above, or
- B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B Fee(s) Transmittal and pay the PUBLICATION FI:E (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications relarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PAGE 5/58 \* RCVD AT 4/28/2008 2:54:51 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-6/9 \* DNIS:2738300 \* CSID:+212 391 0631 \* DURATION (mm-ss):07-06